



RCE / 1635

Attorney's Docket No. 2775-078

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) **BOX RCE**
)
Coffey et al.) Group Art Unit: 1635
)
Application No.: 09/987,687) Examiner: Angell, Jon E.
)
Filed: November 15, 2001) Confirmation No.: 7186
)
For: METHOD FOR OPTIMALLY DELIVERING)
VIRUS TO A SOLID TUMOR MASS)
)
)

#12/RCE

AMENDMENT/REPLY TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed is a reply for the above-identified patent application.

☒ A Petition for Extension of Time is also enclosed.

☐ A Terminal Disclaimer and a check for ☐ \$55.00 (2814) ☐ \$110.00 (1814) to cover the requisite Government fee are also enclosed.

☐ Also enclosed is _____.

☒ Small entity status is hereby claimed.

☒ Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the ☒ \$370.00 (2801) ☐ \$740.00 (1801) fee due under 37 C.F.R. § 1.17(e).

☐ Applicant(s) previously submitted __, on __, for which continued examination is requested.

☐ Applicant(s) request suspension of action by the Office until at least __, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (146/246) is also enclosed.

☒ No additional claim fee is required.

☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims		MINUS =		× \$18.00 (1202) =	
Independent Claims		MINUS =		× \$84.00 (1201) =	
If Amendment adds multiple dependent claims, add \$280.00 (1203)					
Total Amendment Fee					
If small entity status is claimed, subtract 50% of Total Amendment Fee					
TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT					

☒ An RCE fee in the amount of \$ 370.00 is enclosed.

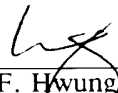
☐ Charge \$_____ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: _____


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Date: December 11, 2002



Patent
Attorney's Docket No. 032775-078

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) **Box RCE**
Coffey et al.) **Group Art Unit: 1635**
Application No.: 09/987,687) **Examiner: Angell, Jon E.**
Filed: November 15, 2001) **Confirmation No.: 7186**
For: **METHOD FOR OPTIMALLY**)
DELIVERING VIRUS TO A SOLID)
TUMOR MASS)

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AMENDMENT AND REPLY TO OFFICE ACTION UNDER 37 C.F.R. §1.114

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This Amendment and Reply to Office Action is submitted in response to the Office Action mailed August 15, 2002 ("the Office Action") and the Advisory Action mailed December 3, 2002 ("the Advisory Action") for the above-referenced application, and constitutes a **Request for Continued Examination Pursuant to 37 C.F.R. §1.114**. Prior to the continued examination of this application under 37 C.F.R. §1.114, please enter the following amendments, which were not entered pursuant to the Advisory Action, and consider the following remarks.

A petition for a One (1) month extension accompanies this Amendment and Reply, which is being submitted before the current due date of December 16, 2002 (December 15, 2002 being a Sunday).